

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

# METHOD, APPARATUS AND COMPUTER PROGRAM PRODUCT FOR IMPLEMENTING BREAKPOINT BASED PERFORMANCE MEASUREMENT

the specification of which (check one)

x is attached hereto.  
\_\_\_\_\_ was filed on \_\_\_\_\_ as  
Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulation, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) \_\_\_\_\_ Priority Claimed \_\_\_\_\_  
 (NONE) (Number) (Country) (Day/Month/Year Filed) YES NO

I hereby claim the benefit under Title 35, United States Code, §120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the

This declaration ends with this page.   X   Signature for 2nd and subsequent inventors. # pages added   2

prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

(NONE)

(Application Serial No.)

(Filing Date)

(Status) (Patented, Pending, Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

(List name and registration number)

William J. McGinnis, Jr. - 25,698

Christopher A. Hughes - 26,914

James R. Nock - 42,937

Stanley B. Green - 24,351

Steven W. Roth - 34,712

John E. Hoel - 26,279

Leslie J. Payne - 26,378

Joseph C. Redmond, Jr. - 18,753

Grant A. Johnson - 42,696

Joan Pennington - 30,885

Robert R. Williams - 48,395

Send Correspondence to:

Grant A. Johnson

IBM Corporation - Dept. 917

3605 Highway 52 North

Rochester, Minnesota 55901

Direct Telephone Calls to:

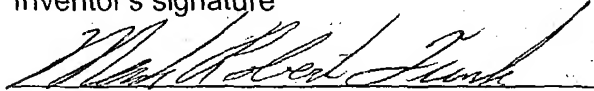
Joan Pennington

Area Code 312-670-0736

Full name of sole or first Inventor: Mark Robert Funk

Inventor's signature

Date



July 7, 2003

Residence: 61245 265th Avenue

Mantorville, Minnesota 55955

Citizenship: United States of America

Post Office Address: same as above

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Full name of second Inventor: Michael James Denney

Inventor's signature

Date

*Michael James Denney*

*July 7, 2003*

Residence: 4436 London Lane N.W.  
Rochester, Minnesota 55901

Citizenship: United States of America

Post Office Address: same as above